

LIST OF PENDING RULE CHANGE PETITIONS

Current as of Wednesday, March 31, 2010

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A. PENDING PETITIONS OPEN FOR COMMENT

1. Arizona Rules of Civil Procedure

R-09-0016: Jury Duty by Court Employees	Comment Deadline: May 20, 2010	Originally Filed: February 12, 2009
Petitioner: Ethan Steele		
Rule(s) Addressed: Civil and Criminal Rules - specific rule not referenced		
Description: Would prohibit an employee of an Arizona court from serving as a juror in that same court.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/forumid/2/postid/761/Default.aspx		

R-09-0030: Calculation of Extra Time after Service by Mail	Comment Deadline: May 20, 2010	Originally Filed: September 1, 2009
Petitioner: Eleni Apostolakis for CompuLaw, LLC		
Rule(s) Addressed: Rule 6(e), Ariz. R. Civ. P.		
Description: Would conform Rule 6(e) to Rule 6(d), Fed. R. Civ. P., with respect to the calculation of extra time after service by mail.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/forumid/2/postid/950/Default.aspx		

R-09-0035: Clarification of Subpoena Rules and Form	Comment Deadline: May 20, 2010	Originally Filed: December 10, 2009
Petitioner: John A. Furlong, General Counsel, State Bar of AZ		
Rule(s) Addressed: Rules 45 and 84, Ariz. R. Civ. P.		
Description: Would amend Rule 45 (Subpoenas) to clarify ambiguities and to make the rule easier to read and would amend Rule 84 (Forms) to add a uniform subpoena form.		
Link to Petition and any comments: http://www.dnnsupremecourt.state.az.us/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/2/postid/1024/view/topic/Default.aspx		

R-09-0040: Discovery: Physical & Mental Exam Rules	Comment Deadline: May 20, 2010	Originally Filed: December 21, 2009
Petitioner: John A. Furlong, General Counsel, State Bar of AZ		
Rule(s) Addressed: Rules 35 and 37, Ariz. R. Civ. P.		
Description: Would amend provisions governing physical and mental examinations of persons during discovery to reflect current practice and changes in technology.		
Link to Petition and any comments: http://www.dnnsupremecourt.state.az.us/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/2/postid/1028/view/topic/Default.aspx		
R-10-0001: Adding a Non-Party at Fault	Comment Deadline: May 20, 2010	Originally Filed: January 6, 2010
Petitioner: James Kloss		
Rule(s) Addressed: Rule 26(b)(5), Ariz. R. Civ. P.		
Description: Would align Rule 26(b)(5), pertaining to adding a non-party at fault, with the standard set forth in Rule 15 for amending a complaint to add a new party.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/2/postid/1063/view/topic/Default.aspx		
R-10-0002: Service by Mail for Photo Enforcement Citations	Comment Deadline: May 20, 2010	Originally Filed: January 8, 2010
Petitioner: John Wintersteen		
Rule(s) Addressed: Rule 4.1, Ariz. R. Civ. P.		
Description: Would amend Rule 4.1, Ariz. R. Civ. P., to permit service on the registered vehicle owner by first-class mail of complaints relating to civil traffic violations captured by a photo enforcement system.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/2/postid/1066/view/topic/Default.aspx		

2. Arizona Rules of Criminal Procedure

R-09-0016: Jury Duty by Court Employees	Comment Deadline: May 20, 2010	Originally Filed: February 12, 2009
Petitioner: Ethan Steele		
Rule(s) Addressed: Civil and Criminal Rules - specific rule not referenced		
Description: Would prohibit an employee of an Arizona court from serving as a juror in that same court.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/forumid/2/postid/761/Default.aspx		

R-09-0028: Restoration to Competency	Comment Deadline: May 20, 2010 (Adopted on emergency basis, effective September 30, 2009, with comment period to follow)	Originally Filed: August 14, 2009
Petitioner: David K. Byers, Administrative Director, AOC		
Rule(s) Addressed: Rules 11.5 and 11.6, Ariz. Rules of Criminal Procedure		
Description: Would conform the rules to amendments to A.R.S. § 13-4515 for calculating maximum time allowed for a restoration to competency program in a criminal case.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/forumid/3/postid/948/Default.aspx		

R-09-0029: Fingerprinting Procedures	Comment Deadline: May 20, 2010 (Adopted on emergency basis, effective January 1, 2010, with comment period to follow)	Originally Filed: August 14, 2009
Petitioner: David K. Byers, Administrative Director, AOC		
Rule(s) Addressed: Rules 3.2, 4.2, 7.5, 14.3, 26.10, and Form 3(a), Ariz. Rules of Criminal Procedure, and for an amendment to the Arizona Traffic Ticket and Complaint Form, Exhibit A to the Rules of Procedure in Traffic Cases and Boating Cases		
Description: Would provide procedures for obtaining fingerprints in criminal proceedings.		

Link to Petition and any comments:

<http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/forumid/3/postid/949/Default.aspx>

R-09-0032: Time for Preparation of Briefs in Capital Cases	Comment Deadline: May 20, 2010	Originally Filed: October 26, 2009
Petitioner: Donna Hallam, Staff Attorney, Arizona Supreme Court		
Rule(s) Addressed: Rule 31.13(f), Ariz. R. Crim. P.		
Description: Would allow additional time necessary for preparing briefs in direct appeals in capital cases.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/998/view/topic/Default.aspx		

R-09-0033: Experience Requirement for Capital Case Appellate Counsel	Comment Deadline: May 20, 2010	Originally Filed: October 26, 2009
Petitioner: Donna Hallam, Staff Attorney, Arizona Supreme Court		
Rule(s) Addressed: Rule 6.8(c), Ariz. R. Crim. P.		
Description: Would eliminate the requirement that appellate counsel representing a defendant in a capital direct appeal have prior experience as counsel in post-conviction relief proceedings.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/999/view/topic/Default.aspx		

R-09-0036: Enlargement of Time to File Motion, Response or Reply	Comment Deadline: May 20, 2010	Originally Filed: December 10, 2009
Petitioner: Richard Coffinger		
Rule(s) Addressed: Rules 35.1 and 35.4, Ariz. R. Crim. P.		

Description: Would amend rules to include provision regarding enlargement of time in which to file a motion, response, or reply and to clarify the effect of a party's failure to file a timely response.

Link to Petition and any comments:

<http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/1023/view/topic/Default.aspx>

R-09-0037:
**Change of Judge
in Capital Cases**

Comment Deadline:
May 20, 2010

Originally Filed:
December 10, 2009

Petitioner: James Haas and Daniel Patterson, Maricopa County Public Defender's Office

Rule(s) Addressed: Rule 10.2, Ariz. R. Crim. P.

Description: Would allow a party in a capital case to file a change of judge when the case is administratively reassigned to a new trial judge.

Link to Petition and any comments:

<http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/1022/view/topic/Default.aspx>

R-10-0003:
**Dismissal of
Untimely
Indictment,
Information or
Complaint**

Comment Deadline:
May 20, 2010

Originally Filed:
January 6, 2010

Petitioner: Staff Attorneys' Office, Arizona Supreme Court

Rule(s) Addressed: Rule 13.1(c), Ariz. R. Crim. P.

Description: Would change the reference to Rule 16.6(b) (relating to motions to dismiss based on insufficiency of the indictment, information, or complaint) to 16.1(b) (relating to the timing of pretrial motions generally).

<http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/1043/view/topic/Default.aspx>

R-10-0004:
**Paragraph
Numbering in
Paper-Filed
Documents**

Comment Deadline:
May 20, 2010

Originally Filed:
January 6, 2010

Petitioner: Staff Attorneys' Office, Arizona Supreme Court

Rule(s) Addressed: Rule 31.12, Ariz. R. Crim. P. and Rule 6(c), Ariz. R. Civ. App.P.

Description: Would require paragraph numbers in paper-filed documents, as required by Rule 124(f), Rules of the Supreme Court, for electronically-filed documents. http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/1044/view/topic/Default.aspx
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R-10-0005: Appellate Court Dismissal of Appeal	Comment Deadline: May 20, 2010	Originally Filed: January 6, 2010
Petitioner: Staff Attorneys' Office, Arizona Supreme Court		
Rule(s) Addressed: Rule 31.15(b), Ariz. R. Crim. P.		
Description: Would conform the rule to A.R.S. Sec. 13-4039, as amended in 1995. http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/1045/view/topic/Default.aspx		

R-10-0010: Review of Mental Retardation Determination in Capital Cases	Comment Deadline: May 20, 2010	Originally Filed: January 6, 2010
Petitioner: Staff Attorneys' Office, Arizona Supreme Court		
Rule(s) Addressed: Rule 33.10, Ariz. R. Crim. P.		
Description: Would require parties seeking review of mental retardation determination in capital cases to file a special action petition in the Court of Appeals. http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/1051/view/topic/Default.aspx		

R-10-0012: Expanding Capital Case Speedy Trial Time Limits	Comment Deadline: May 20, 2010	Originally Filed: January 7, 2010
Petitioner: Mark Meltzer, Capital Case Oversight Committee Staff		
Rule(s) Addressed: Rule 8.2(a)(4), Ariz. R. Crim. P.		
Description: Would expand the speedy trial time limit in capital cases from 18 months from arraignment to 24 months from the filing of a notice of intent to seek the death penalty. http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/1055/view/topic/Default.aspx		

3. Arizona Rules of Evidence

R-09-0022: Admissibility of Medical Bills and Record	Comment Deadline: May 20, 2010	Originally Filed: June 9, 2009
Petitioner: Jack Levine, Esq.		
Rule(s) Addressed: Rule 412, Rules of Evidence		
Description: Would add new rule providing for the admissibility of medical bills and records and stating that statements of charges and medical records constitute prima facie evidence that the charges are reasonable and the treatment was necessary.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/forumid/4/postid/925/Default.aspx		

4. Rules of the Supreme Court

R-09-0038: Limited Practice of Law by Professors and Students	Comment Deadline: May 20, 2010	Originally Filed: December 18, 2009
Petitioner: Eugene Clark and Michael Yarnell, The Phoenix School of Law		
Rule(s) Addressed: Rule 38(d), Rules of the Supreme Court of Arizona		
Description: Would reorganize and clarify provisions relating to limited practice of law by clinical law professors and qualified law students.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/1025/view/topic/Default.aspx		

R-09-0039: Credit Card Payment of Advance Fees	Comment Deadline: May 20, 2010	Originally Filed: December 21, 2009
Petitioner: John A. Furlong, General Counsel, State Bar of AZ		
Rule(s) Addressed: Rules 42 and 43, Rules of the Supreme Court of Arizona		
Description: Would clarify provisions previously adopted on an emergency basis relating to acceptance of credit card payment of advance fees and costs.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/1029/view/topic/Default.aspx		

R-09-0044: Attorney Discipline	Comment Deadline: Initial comments due April 1, 2010; if amended petition is filed thereafter, comments will be due June 7, 2010	Originally Filed: December 28, 2009
Petitioner: David K. Byers, Administrative Director, AOC		
Rule(s) Addressed: Rules 46-74, Rules of the Supreme Court of Arizona		
Description: Would amend the rules governing attorney discipline and disability administration to include the best practices of the Colorado attorney discipline system.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/1040/view/topic/Default.aspx		

R-10-0008: Depublication of Court of Appeals' Opinions	Comment Deadline: May 20, 2010	Originally Filed: January 6, 2010
Petitioner: Staff Attorneys' Office, Arizona Supreme Court		
Rule(s) Addressed: Rule 111(g), Rules of the Supreme Court of Arizona		
Description: Would give the Supreme Court the option of depublishing either a portion of a Court of Appeals' opinion or the entire opinion.		
Link to Petition and any comments: http://www.dnnsupremecourt.state.az.us/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/1048/view/topic/Default.aspx		

R-10-0009: No Fee for Writs of Habeas Corpus	Comment Deadline: May 20, 2010	Originally Filed: January 6, 2010
Petitioner: Staff Attorneys' Office, Arizona Supreme Court		
Rule(s) Addressed: Rule 1 and Post Conviction Form No. 1, Rules of the Supreme Court of Arizona		
Description: Would clarify that there is no fee for filing a writ for habeas corpus.		
Link to Petition and any comments: http://www.dnnsupremecourt.state.az.us/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/1049/view/topic/Default.aspx		

R-10-0011: Nominating Procedure for Independent Redistricting Commission	Comment Deadline: May 20, 2010	Originally Filed: January 7, 2010
Petitioner: Annette Corallo, Commission on Appellate Court Appointments		
Rule(s) Addressed: New Rule, Rules of the Supreme Court of Arizona		
Description: Would establish procedures for nominating members of the independent redistricting commission, including a full opportunity for public participation in the process.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/1052/view/topic/Default.aspx		
R-10-0016: Changes in Continuing Legal Education Requirements	Comment Deadline: May 20, 2010	Originally Filed: January 9, 2010
Petitioner: Elliot M. Held		
Rule(s) Addressed: Rule 45, Rules of the Supreme Court of Arizona		
Description: Would repeal mandatory continuing legal education or, alternatively, exempt lawyers from complying with MCLE requirements for ten years from the date of admission to the bar or until law school debt is paid, whichever is earlier.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/1059/view/topic/Default.aspx		
R-10-0018: Reporting of Superior Court Matters Not Decided Within 60 Days	Comment Deadline: May 20, 2010	Originally Filed: January 11, 2010
Petitioner: Mike Palmer		
Rule(s) Addressed: Rule 91(e), Rules of the Supreme Court of Arizona		
Description: Would require Superior Court Clerks to report to the Commission on Judicial Conduct judges' violations of 60-day requirement for deciding matters in superior court.		

Link to Petition and any comments:

<http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/1057/view/topic/Default.aspx>

R-10-0019: State Bar Admissions	Comment Deadline: May 20, 2010	Originally Filed: January 11, 2010
Petitioner: David K. Byers, Administrative Director, AOC		
Rule(s) Addressed: Rules 34-37, Rules of the Supreme Court of Arizona		
Description: Would reflect that admission to the bar may be either by examination or on motion; would allow use of any testing product developed by the national conference of bar examiners; would clarify that applicants for admission on motion are not eligible for conditional admission; and would incorporate and clarify time limitations for admission on motion and admission by examination.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/1062/view/topic/Default.aspx		

5. Arizona Rules of Civil Appellate Procedure

R-10-0004: Paragraph Numbering in Paper-Filed Documents	Comment Deadline: May 20, 2010	Originally Filed: January 6, 2010
Petitioner: Staff Attorneys' Office, Arizona Supreme Court		
Rule(s) Addressed: Rule 6(c), Ariz. R. Civ. App.P. and Rule 31.12, Ariz. R. Crim. P.		
Description: Would require paragraph numbers in paper-filed documents, as required by Rule 124(f), Rules of the Supreme Court, for electronically-filed documents.		
http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/1044/view/topic/Default.aspx		

6. Rules of Procedure for Special Actions

R-10-0006: Page Limitations for Hand-Written Documents	Comment Deadline: May 20, 2010	Originally Filed: January 6, 2010
Petitioner: Staff Attorneys' Office, Arizona Supreme Court		
Rule(s) Addressed: Rule 7(e), Rules of Procedure for Special Actions		

Description: Would conform the special action rules to the criminal and civil appellate rules, setting a page limitation for hand-written documents and requiring a certification that said documents do not exceed the specified page limit.

<http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/6/postid/1046/view/topic/Default.aspx>

R-10-0007: Review of Special Action Rulings Issued by the Court of Appeals	Comment Deadline: May 20, 2010	Originally Filed: January 6, 2010
Petitioner: Staff Attorneys' Office, Arizona Supreme Court		
Rule(s) Addressed: Rule 8(b), Rules of Procedure for Special Actions		
Description: Would eliminate the provision authorizing a petition for special action to be filed in the Supreme Court to challenge the grant or denial of special action relief by the Court of Appeals when exceptional circumstances exist; would further provide that a party may request an order expediting a petition for review or may file a motion for stay.		
http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/6/postid/1047/view/topic/Default.aspx		

7. Arizona Rules of Family Law Procedure

R-09-0042: Custody and Other Family Law Provisions	Comment Deadline: May 20, 2010	Originally Filed: December 21, 2009
Petitioner: John A. Furlong, General Counsel, State Bar of AZ		
Rule(s) Addressed: Rules 5.1, 47, 67(b), 69, 74 and 78, Arizona Rules of Family Law		
Description: Would, among other things, provide procedure for consolidation of dependency and custody proceedings; make non-parent custody cases susceptible to temporary orders; preclude counsel from attending parenting coordinator meetings; and make offers of judgment pursuant to ARCP 68 inapplicable to legal matters subject to ARFLP.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/41/postid/1026/view/topic/Default.aspx		

8. Arizona Rules of Protective Order Procedure

R-09-0026: Expanding Types of Relationships Included in Definition of Domestic Violence	Comment Deadline: May 20, 2010 (Adopted on emergency basis, effective September 30, 2009, with comment period to follow)	Originally Filed: August 14, 2009
Petitioner: David K. Byers, Administrative Director, AOC		
Rule(s) Addressed: Rule 6(c), Arizona Rules of Protective Order Procedure		
Description: Would amend Rule 6(c) to conform with amendment to A.R.S. § 13-3601(A).		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/forumid/45/postid/946/Default.aspx		

R-09-0045: Possession of Firearms	Comment Deadline: May 20, 2010	Originally Filed: December 29, 2009
Petitioner: Mike Palmer		
Rule(s) Addressed: Rule 6(E)(4)(e)(2), Arizona Rules of Protective Order Procedure		
Description: Would repeal as unconstitutional provision authorizing judicial officer to prohibit defendant from possessing, purchasing, or receiving firearms and ammunition for the duration of an injunction against harassment.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/postid/1041/forumid/1/Default.aspx#1041		

R-10-0013: Limiting Court Security Procedure to Cases With Orders of Protection in Place	Comment Deadline: May 20, 2010	Originally Filed: January 7, 2010
Petitioner: Mike Palmer		
Rule(s) Addressed: Rule 1(D)(4), Arizona Rules of Protective Order Procedure		
Description: Would permit the court to direct a defendant to remain in the courtroom for a period of time after the plaintiff is excused only in cases in which an order of protection or an injunction against harassment remains in force.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/45/postid/1053/view/topic/Default.aspx		

R-10-0014: Victim/Plaintiff Terminology	Comment Deadline: May 20, 2010	Originally Filed: January 7, 2010
Petitioner: Mike Palmer		
Rule(s) Addressed: Rule 1(B)(1)(d), Arizona Rules of Protective Order Procedure		
Description: Would replace the term "victim" in the rules with "plaintiff" or, in appropriate situations, "alleged victim".		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/45/postid/1054/view/topic/Default.aspx		

R-10-0017: Clarifying Procedure for Transfer of Ex Parte Protective Orders to Superior Court	Comment Deadline: May 20, 2010	Originally Filed: January 9, 2010
Petitioner: Hon. Elizabeth R. Finn, Glendale City Court		
Rule(s) Addressed: Rule 4(B)(5)(b), Arizona Rules of Protective Order Procedure		
Description: Would amend ARPOP Rule 4(B)(5)(b) to mandate transfer of ex parte limited jurisdiction court protective order to superior court when the protected party is the child of the defendant or a person who is subject to a custody, parenting time or visitation order.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/45/postid/1058/view/topic/Default.aspx		

9. Arizona Rules of Probate Procedure

R-10-0020: Amending Probate Rules to Conform to Statutory Changes and to Address Implementation Issues	Comment Deadline: May 20, 2010	Originally Filed: January 11, 2010
Petitioner: Jay M. Polk, Esq.		
Rule(s) Addressed: Rules 2, 6, 7, 9, 10, 17, 33, 35, 36, and 38, Arizona Rules of Probate Procedure		

Description: Would conform probate rules to recent statutory changes; ensure the probate rules committee's original intent is met; and address issues that have arisen in the implementation of the rules.

Link to Petition and any comments:

<http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/43/postid/1061/view/topic/Default.aspx>

10. Rules of Procedure for the Juvenile Court

R-09-0020: Word Count for Petitions for Review	Comment Deadline: May 20, 2010	Originally Filed: April 10, 2009
Petitioner: Attorney General Terry Goddard		
Rule(s) Addressed: Rule 107, Ariz. R. P. Juv. Ct.		
Description: Would conform Rule 107 to recent changes to the civil and criminal procedural rules establishing word limits for petitions for review.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/28/view/topic/postid/786/Default.aspx		

R-09-0027: Adoption, Dependency, Guardianship, and Termination of Parental Rights	Comment Deadline: May 20, 2010 (Adopted on emergency basis, effective September 30, 2009, with comment period to follow)	Originally Filed: August 14, 2009
Petitioner: David K. Byers, Administrative Director, AOC		
Rule(s) Addressed: Rules 41, 47, 47.1, 50, 52, 58, and 68, Ariz. R. P. Juv. Ct.		
Description: Would conform the rules to statutory changes effective September 30, 2009.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/forumid/28/postid/947/Default.aspx		

R-09-0043: Open Court Proceedings and Notice	Comment Deadline: May 20, 2010	Originally Filed: December 28, 2009
Petitioner: David K. Byers, Administrative Director, AOC		
Rule(s) Addressed: Rule 48(c)		

Description: Would conform rule 48(c) to previous amendments to rule 41 concerning open court proceedings and notice requirements.

Link to Petition and any comments:

<http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/28/postid/1039/view/topic/Default.aspx>

11. Rules of Procedure in Traffic Cases and Boating Cases

R-09-0029: Fingerprinting Procedures	Comment Deadline: May 20, 2010 (Adopted on emergency basis, effective January 1, 2010, with comment period to follow)	Originally Filed: August 14, 2009
Petitioner: David K. Byers, Administrative Director, AOC		
Rule(s) Addressed: Rules 3.2, 4.2, 7.5, 14.3, 26.10, and Form 3(a), Ariz. Rules of Criminal Procedure, and for an amendment to the Arizona Traffic Ticket and Complaint Form, Exhibit A to the Rules of Procedure in Traffic Cases and Boating Cases		
Description: Would provide procedures for obtaining fingerprints in criminal proceedings.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/view/topic/forumid/3/postid/949/Default.aspx		

12. Rules of Procedure in Civil Traffic and Civil Boating Violation Cases

No pending petitions open for comment.

13. Uniform Rules of Procedure for Commissions on Appellate & Trial Court Appointments

R-09-0041: Nondiscrimination Provision	Comment Deadline: May 20, 2010	Originally Filed: December 21, 2009
Petitioner: John A. Furlong, General Counsel, State Bar of AZ		
Rule(s) Addressed: Rule 1, Uniform Rules of Procedure for Commissions on Appellate and Trial Counsel		
Description: Would update rule to reflect changes made to attorneys' and judges' codes of conduct and to the state bar's diversity policy.		

Link to Petition and any comments:

<http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/37/postid/1027/view/topic/Default.aspx>

B. PENDING PETITIONS NOT OPEN FOR COMMENT**1. Arizona Rules of Civil Procedure**

No pending petitions not open for comment.

2. Arizona Rules of Criminal Procedure

R-08-0022: Transfer of Case Due to Unavailability of Assigned Trial Judge	Past Comment Deadline: May 20, 2009	Originally Filed: September 3, 2008
Petitioner: Andrew P. Thomas, Maricopa County Attorney, and Steve Twist, Arizona Voice for Crime Victims		
Rule(s) Addressed: Rule 10.5, Arizona Rules of Criminal Procedure		
Description: Would add a new provision dealing with the transfer of cases already set for trial due to the unavailability of the assigned trial judge.		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/3/postid/710/view/topic/Default.aspx		

3. Arizona Rules of Evidence

No pending petitions not open for comment.

4. Rules of the Supreme Court

R-08-0016: Indian Law on Bar Exam	Past Comment Deadline: May 20, 2009	Originally Filed: May 7, 2008
Petitioner: State Bar of Arizona		
Rule(s) Addressed: Rule 35(b), Rules of the Supreme Court		
Description: Would include Indian law as one of the subject areas that may be tested on the Arizona Bar Examination.		

Link to Petition and any comments:

<http://www.dnnsupremecourt.state.az.us/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/535/view/topic/Default.aspx>

R-09-0003: Lawyer Discipline	Comment Deadline: May 20, 2009	Originally Filed: January 9, 2009
Petitioner: David K. Byers, Administrative Director, AOC		
Rule(s) Addressed: Rules 47, 48, 50, 56, 57, 65 and 72, Rules of the Supreme Court		
Description: Would implement recommendations for improvement of complaint resolution in the attorney discipline process based on experience of pilot program using paid hearing officer		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/744/view/topic/Default.aspx		

R-09-0011: Lawyer Discipline	Comment Deadline: May 20, 2009	Originally Filed: January 12, 2009
Petitioner: John Furlong, General Counsel, AZ State Bar		
Rule(s) Addressed: Rules 50 and 50.1, Rules of the Supreme Court		
Description: Would codify the practice of appointing paid hearing officers and would establish the paid hearing officer position as the sole means of adjudicating formal disciplinary cases		
Link to Petition and any comments: http://azdnn.dnnmax.com/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/7/postid/751/view/topic/Default.aspx		

R-10-0023: Lawyer Referral Service Fees	Comment Deadline: Not currently open for comment.	Originally Filed: March 15, 2010
Petitioner: Maricopa County Bar Association		
Rule(s) Addressed: Rule 42, Rules of the Supreme Court		
Description: Would amend the Rules of Professional Conduct to permit a lawyer referral service to charge a percentage of legal fees earned by participating lawyers		
Link to Petition and any comments: http://www.dnnsupremecourt.state.az.us/AZSupremeCourtMain/AZCourtRulesMain/CourtRulesForumMain/CourtRulesForum/tabid/91/forumid/1/postid/1120/view/topic/Default.aspx		

5. Arizona Rules of Civil Appellate Procedure

No pending petitions not open for comment.

6. Rules of Procedure for Special Actions

No pending petitions not open for comment.

7. Arizona Rules of Family Law Procedure

No pending petitions not open for comment.

8. Arizona Rules of Protective Order Procedure

No pending petitions not open for comment.

9. Arizona Rules of Probate Procedure

No pending petitions not open for comment.

10. Rules of Procedure for the Juvenile Court

No pending petitions not open for comment.

11. Rules of Procedure in Traffic Cases and Boating Cases

No pending petitions not open for comment.

12. Rules of Procedure in Civil Traffic and Civil Boating Violation Cases

No pending petitions not open for comment.

13. Uniform Rules of Procedure for Commissions on Appellate & Trial Court Appointments

No pending petitions not open for comment.